

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 24<sup>th</sup> day of May, two thousand twenty-three.

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Jamel Upson,

Plaintiff – Appellant,

v.

Geraldine Wilson, Nurse, Upstate  
Correctional Facility, Elizabeth White,  
Upstate Correctional Facility, FKA Nurse  
White,

Defendant – Appellees.

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**ORDER**

Docket No. 22-2698

On February 9, 2023, the Court issued a notice pursuant to Fed. R. App. P. 4(a)(4), staying this appeal due to a pending motion in the district court. The district court having denied the motion in a text order dated May 23, 2023,

IT IS ORDERED that the stay of this appeal is hereby lifted. Appellant must file a scheduling notification within 14 days of the date of this order. Appellant's motion to proceed *in forma pauperis* (docket entry 9) is DENIED as unnecessary, as Appellant was granted *in forma pauperis* status in the district court.

For the Court:  
Catherine O'Hagan Wolfe,  
Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

 

 